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April 13, 2015

**VIA ECF**

Honorable A. Kathleen Tomlinson, U.S.M.J.  
United States District Court  
Eastern District of New York  
100 Federal Plaza  
Courtroom 910  
Central Islip, NY 11722

Re: Cumberland Farms, Inc., et al. v. Medford Development Corp., et al.  
Case No.: 2:15-cv-00580 (LDW)(AKT)

Dear Judge Tomlinson:

This firm represents Plaintiff Cumberland Farms and its subsidiary Gulf Oil Limited Partnership (together "Gulf") in the above-captioned matter. The tentative settlement between the parties in the underlying bankruptcy matter and which would have resulted in withdrawal of this matter was never brought to fruition. We apologize to the Court for the delay in notifying the Court.

Gulf is now prepared to continue to prosecute this matter. We note that defendants have not yet entered an appearance, although counsel for Debtor -- who does not represent the Debtor's principal, the primary defendant in this matter -- made a motion in the bankruptcy court, since adjourned, to prohibit Gulf from continuing with this case, claiming the case should be part of bankruptcy stay relief. Gulf disagrees and will oppose that motion.

Respectfully submitted,

/s/ Bruce S. Rosen  
Bruce S. Rosen

BSR/ckc  
cc: Steve Keshtgar  
Shoreh Keshtgar  
Cedarhurst Development Corp. (c/o Steve Keshtgar)